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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GREAT LAKES DREDGE AND DOCK, No. C07-01694 MJJ

Plaintiff,

v.

**ORDER RE: SUPPLEMENTAL
BRIEFING ON COLORADO RIVER
DOCTRINE**

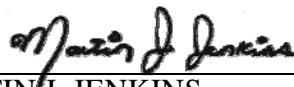
TODD CAMPBELL,

Defendant.

Before the Court is Defendant Todd Campbell's Motion To Dismiss The Complaint For Lack Of Subject Matter Jurisdiction (Docket No. 7), in which Defendant requests that the Court decline to exercise jurisdiction over Plaintiff's complaint because of the pending state court proceeding. After reviewing the parties' submissions, it appears to the Court that a legal doctrine not discussed by the parties, the *Colorado River* abstention doctrine, may govern this Court's decision over whether to grant Plaintiff's requested relief. See *Colorado River Water Conservation Dist. v. U. S.*, 424 U.S. 800 (1976), *Moses H. Cone Memorial Hosp. v. Mercury Const. Corp.*, 460 U.S. 1 (1983). Because the parties have not addressed this doctrine, the Court **ORDERS** each side to file a letter brief **no later than Friday, September 28, 2007**, limited to two (2) pages or less, regarding the applicability of the *Colorado River* doctrine to this case.

IT IS SO ORDERED.

Dated: September 26, 2007


MARTIN J. JENKINS
UNITED STATES DISTRICT JUDGE